

(1) in subparagraph (A), by striking “; or” and inserting a semicolon;

(2) in subparagraph (B)(ii), by striking “; and” and inserting “; or”; and

(3) by adding at the end the following new subparagraph:

“(C) a Federal or State civil enforcement action against the education institution; or

“(D) an action taken by the Secretary; and”.

(b) **MECHANISM.**—The Secretary of Veterans Affairs shall establish a simple mechanism that can be used by an individual described in subsection (b)(1) of section 3699 of such title by reason of subparagraph (C) or (D) of such subsection, as added by subsection (a)(3) of this section, to obtain relief under section 3699(a) of such title.

(c) **PARTIAL RESTORATION OF ENTITLEMENTS.**—Subsection (a) of such section is amended—

(1) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively;

(2) in the matter before subparagraph (A), as redesignated by paragraph (1), by striking “Any payment” and inserting “(1) Subject to paragraph (2), any payment”; and

(3) by adding at the end the following new paragraph (2):

“(2) A payment of educational assistance described in subsection (b) by reason of subparagraph (C) or (D) of paragraph (1) of such subsection may be charged against the entitlement to educational assistance of the individual concerned—

“(A) if the individual requests such charge; and

“(B) to such percentage of charge as the individual may specify, except that such percentage may not be less than zero or more than 100.”.

(d) **CONFORMING AMENDMENTS.**—

(1) **SECTION HEADING.**—The heading for section 3699 of such title is amended by striking “or disapproval of educational institution” and inserting “of, disapproval of, or civil enforcement actions against educational institutions”.

(2) **SUBSECTION HEADING.**—The heading for subsection (a) of such section is amended by striking “OR DISAPPROVAL” and inserting “, DISAPPROVAL, CIVIL ENFORCEMENT ACTIONS, AND OTHER ACTIONS BY SECRETARY OF VETERANS AFFAIRS”.

(3) **TABLE OF SECTIONS.**—The table of sections at the beginning of chapter 36 of such title is amended by striking the item relating to section 3699 and inserting the following new item:

“3699. Effects of closure of, disapproval of, or civil enforcement actions against educational institutions.”.

SA 4468. Mr. WHITEHOUSE (for himself and Mr. SULLIVAN) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle F of title X, add the following:

SEC. 1054. REPORT ON SHARING OF ILLEGAL, UNREPORTED, AND UNREGULATED (IUU) FISHING-RELATED INFORMATION.

(a) **IN GENERAL.**—Not later than 180 days after the date of the enactment of this Act,

the Secretary of the Defense shall submit to the congressional defense committees a report on the ability and effectiveness of, and barriers to, the Department of Defense related to the dissemination and generation of IUU fishing-related information, particularly related to the sharing of Department of Defense information with other countries, State and local governments, and private organizations.

(b) **ELEMENTS.**—The report required under subsection (a) shall include—

(1) a description of the challenges resulting from, and ways to overcome, classification and dissemination issues related to the sharing of invaluable IUU fishing-related information; and

(2) a description of the current and future planned use by the Department of Defense of technology, including image recognition algorithms, to combat IUU.

SA 4469. Mr. WHITEHOUSE submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title X, insert the following:

SEC. ____ . GOLD ACT.

(a) **SHORT TITLE.**—This section may be cited as the “Guarantee Oversight and Litigation on Doping Act” or the “GOLD Act”.

(b) **SENSE OF CONGRESS.**—It is the sense of Congress that—

(1) the punishment of Russia for persistent decades-long state-run doping fraud by the international sport governance structure has been insufficient and Russia’s competing status as “ROC” at Tokyo 2020 demonstrates to authoritarian states around the world that systematic doping will be tolerated; and

(2) aggressive enforcement of the Rodchenkov Anti-Doping Act of 2019 (21 U.S.C. 2401 et seq.) can create the deterrent required to curb doping fraud as the Foreign Corrupt Practices Act of 1977 (15 U.S.C. 78dd-1 et seq.) curbed foreign bribery and the Department of Justice and the Federal Bureau of Investigation should prioritize enforcement of the Rodchenkov Anti-Doping Act of 2019 (21 U.S.C. 2401 et seq.).

(c) **PREDICATE OFFENSES.**—Part I of title 18, United States Code, is amended—

(1) in section 1956(c)(7)(D)—

(A) by striking “or section 104(a)” and inserting “section 104(a)”; and

(B) by inserting after “North Korea)” the following: “, or section 3 of the Rodchenkov Anti-Doping Act of 2019 (21 U.S.C. 2402) (relating to prohibited activities with respect to major international doping fraud conspiracies)”; and

(2) in section 1961(1)—

(A) by striking “or (G) any act” and inserting “(G) any act”; and

(B) by inserting after “section 2332(b)(g)(5)(B)” the following: “, or (H) any act that is indictable under section 3 of the Rodchenkov Anti-Doping Act of 2019 (21 U.S.C. 2402)”.

(d) **LIMITATION.**—An athlete (as defined in section 2 of the Rodchenkov Anti-Doping Act of 2019 (21 U.S.C. 2401)) may not be prosecuted under section 1956 or chapter 96 of title 18, United States Code, for any offense for which a violation of section 3 of the

Rodchenkov Anti-Doping Act of 2019 was the predicate offense.

SA 4470. Mr. LANKFORD (for himself and Ms. ERNST) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title VIII, add the following:

SEC. 857. IMPLEMENTATION OF TRAFFICKING IN CONTRACTING PROVISIONS.

(a) **REQUIREMENT TO REFER VIOLATIONS TO AGENCY SUSPENSION AND DEBARMENT OFFICIAL.**—Section 1704(c)(1) of the National Defense Authorization Act for Fiscal Year 2013 (22 U.S.C. 7104b(c)(1)) is amended—

(1) by inserting “refer the matter to the agency suspension and debarment official and” before “consider taking one of the following actions”; and

(2) by striking subparagraph (G).

(b) **REPORT ON IMPLEMENTATION OF TRAFFICKING IN CONTRACTING PROVISIONS.**—Not later than 90 days after the date of the enactment of this Act, the Director of the Office of Management and Budget shall submit to Congress a report on implementation of title XVII of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112-239; 126 Stat. 2092).

SA 4471. Mr. PORTMAN (for himself and Mr. BROWN) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title XXXI, add the following:

SEC. 3157. TRANSFER OF BUILDING LOCATED AT 4170 ALLIUM COURT, SPRINGFIELD, OHIO.

(a) **IN GENERAL.**—The National Nuclear Security Administration shall release all of its reversionary rights without reimbursement to the building located at 4170 Allium Court, Springfield, Ohio, also known as the Advanced Technical Intelligence Center for Human Capital Development, to the Community Improvement Corporation of Clark County and the Chamber of Commerce.

(b) **FEE SIMPLE INTEREST.**—The fee simple interest in the property, on which the building described in subsection (a) is located, shall be transferred from the Advanced Technical Intelligence Center for Human Capital Development to the Community Improvement Corporation of Clark County prior to or concurrent with the release of the reversionary rights of the National Nuclear Security Administration under subsection (a).

SA 4472. Mr. BOOKER submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr.

REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title VIII, add the following:

SEC. 857. COMPLAINT PROCEDURES FOR PROHIBITION ON CRIMINAL HISTORY INQUIRIES BY CONTRACTORS PRIOR TO CONDITIONAL OFFER.

(a) CIVILIAN AGENCY CONTRACTS.—Section 4714(b) of title 41 United States Code, is amended—

(1) in subsection (b)—

(A) in the section heading, by striking “COMPLAINT” and inserting “INVESTIGATIVE”;

(B) by striking “Administrator of General Services” and inserting “Secretary of Labor”;

(C) by striking “submit to the Administrator” and inserting “submit to the Secretary of Labor”;

(D) by adding at the end the following: “The Secretary of Labor may also investigate compliance with subsection (a)(1)(B) during the course of compliance evaluations conducted pursuant to parts 60–1.20, 60–300.60, and 60–741.60 of title 41, Code of Federal Regulations. The Secretary of Labor may publish such procedures by regulation, guidance, or such other means which the Secretary deems appropriate.”; and

(2) in subsection (c)—

(A) in paragraph (1)—

(i) by striking “head of an executive agency determines” and inserting “Secretary of Labor, based upon the results of a complaint investigation or compliance evaluation conducted by the Secretary, determines”;

(ii) by striking “such head” and inserting “the Secretary”;

(iii) in subparagraph (C), by striking “warning” and inserting “notice”;

(B) in paragraph (2)—

(i) by striking “head of an executive agency determines” and inserting “Secretary of Labor, based upon the results of a complaint investigation or compliance evaluation conducted by the Secretary determines”;

(ii) by striking “such head” and inserting “the Secretary”;

(iii) by inserting “, as necessary” after “in consultation with the relevant Federal agencies”;

(iv) by amending subparagraph (C) to read as follows:

“(C) taking any of the actions authorized by section 202(7) of Executive Order 11246 (42 U.S.C. 2000e note; relating to equal employment opportunity) and section 60–1.27 of title 41, Code of Federal Regulations.”

(b) DEFENSE CONTRACTS.—Section 2339 of title 10, United States Code, is amended—

(1) in subsection (b)—

(A) in the section heading, by striking “COMPLAINT” and inserting “INVESTIGATIVE”;

(B) by striking “Secretary of Defense” and inserting “Secretary of Labor”;

(C) by adding at the end before the period the following: “to the Secretary of Labor. The Secretary of Labor may also investigate compliance with subsection (a)(1)(B) during the course of compliance evaluations conducted pursuant to parts 60–1.20, 60–300.60, and 60–741.60 of title 41, Code of Federal Regulations. The Secretary of Labor may publish such procedures by regulation, guidance, or such other means which the Secretary deems appropriate.”; and

(2) in subsection (c)—

(A) in paragraph (1)—

(i) by striking “Secretary of Defense determines” and inserting “Secretary of Labor, based upon the results of a complaint investigation or compliance evaluation conducted by the Secretary, determines”;

(ii) in subparagraph (C), by striking “warning” and inserting “notice”;

(B) in paragraph (2)—

(i) by striking “Secretary of Defense determines” and inserting “Secretary of Labor, based upon the results of a complaint investigation or compliance evaluation conducted by the Secretary, determines”;

(ii) by inserting “, as necessary” after “in consultation with the relevant Federal agencies”;

(iii) by amending subparagraph (C) to read as follows:

“(C) taking any of the actions authorized by section 202(7) of Executive Order 11246 (42 U.S.C. 2000e note; relating to equal employment opportunity) and section 60–1.27 of title 41, Code of Federal Regulations.”

(c) EFFECTIVE DATES.—Section 1123 of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116–92; 41 U.S.C. 4714 note, 10 U.S.C. 2339 note), is amended—

(1) in subsection (a)(3), by inserting “on or after the date that is two years” after “solicitations issued”;

(2) in subsection (b)(2), by inserting “on or after the date that is two years” after “solicitations issued”.

SA 4473. Mr. BOOKER (for himself and Mr. PORTMAN) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title X, insert the following:

Subtitle —Equal Act

SEC. 01. SHORT TITLE.

This subtitle may be cited as the “Eliminating a Quantifiably Unjust Application of the Law Act” or the “EQUAL Act”.

SEC. 02. ELIMINATION OF INCREASED PENALTIES FOR COCAINE OFFENSES WHERE THE COCAINE INVOLVED IS COCAINE BASE.

(a) CONTROLLED SUBSTANCES ACT.—The following provisions of the Controlled Substances Act (21 U.S.C. 801 et seq.) are repealed:

(1) Clause (iii) of section 401(b)(1)(A) (21 U.S.C. 841(b)(1)(A)).

(2) Clause (iii) of section 401(b)(1)(B) (21 U.S.C. 841(b)(1)(B)).

(b) CONTROLLED SUBSTANCES IMPORT AND EXPORT ACT.—The following provisions of the Controlled Substances Import and Export Act (21 U.S.C. 951 et seq.) are repealed:

(1) Subparagraph (C) of section 1010(b)(1) (21 U.S.C. 960(b)(1)).

(2) Subparagraph (C) of section 1010(b)(2) (21 U.S.C. 960(b)(2)).

(c) APPLICABILITY TO PENDING AND PAST CASES.—

(1) PENDING CASES.—This section, and the amendments made by this section, shall apply to any sentence imposed after the date of enactment of this Act, regardless of when the offense was committed.

(2) PAST CASES.—In the case of a defendant who, before the date of enactment of this

Act, was convicted or sentenced for a Federal offense involving cocaine base, the sentencing court may, on motion of the defendant, the Bureau of Prisons, the attorney for the Government, or on its own motion, impose a reduced sentence after considering the factors set forth in section 3553(a) of title 18, United States Code.

SA 4474. Mr. COONS (for himself and Ms. MURKOWSKI) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title X, add the following:

Subtitle H—Accelerating Access to Critical Therapies for ALS

SEC. 1071. GRANTS FOR RESEARCH ON THERAPIES FOR ALS.

(a) IN GENERAL.—The Secretary of Health and Human Services (referred to in this section as the “Secretary”) shall award grants to participating entities for purposes of scientific research utilizing data from expanded access to investigational drugs for individuals who are not otherwise eligible for clinical trials for the prevention, diagnosis, mitigation, treatment, or cure of amyotrophic lateral sclerosis. In the case of a participating entity seeking such a grant, an expanded access request must be submitted, and allowed to proceed by the Secretary, under section 561 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360bbb) and part 312 of title 21, Code of Federal Regulations (or any successor regulations), before the application for such grant is submitted.

(b) APPLICATION.—

(1) IN GENERAL.—A participating entity seeking a grant under this section shall submit to the Secretary an application at such time, in such manner, and containing such information as the Secretary shall specify.

(2) USE OF DATA.—An application submitted under paragraph (1) shall include a description of how data generated through an expanded access request under section 561 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360bbb) with respect to the investigational drug involved will be used to support research or development related to the prevention, diagnosis, mitigation, treatment, or cure of amyotrophic lateral sclerosis.

(3) NONINTERFERENCE WITH CLINICAL TRIALS.—An application submitted under paragraph (1) shall include a description of how the proposed expanded access program will be designed so as not to interfere with patient enrollment in ongoing clinical trials for investigational therapies for the prevention, diagnosis, mitigation, treatment, or cure of amyotrophic lateral sclerosis.

(c) SELECTION.—Consistent with sections 406 and 492 of the Public Health Service Act (42 U.S.C. 284a, 289a), the Secretary shall, in determining whether to award a grant under this section, confirm that—

(1) such grant will be used to support a scientific research objective relating to the prevention, diagnosis, mitigation, treatment, or cure of amyotrophic lateral sclerosis (as described in subsection (a));

(2) such grant shall not have the effect of diminishing eligibility for, or impeding enrollment of, ongoing clinical trials for the